

**POWER OF ATTORNEY  
and  
CORRESPONDENCE ADDRESS  
INDICATION FORM**

Application Number	10/553,812
Filing Date	10/2/2006
First Named Inventor	CARINA P. TAN et al.
Title	RHESUS MONKEY BOMBESIN RECEPTOR SUBTYPE-3 (BRS-3), NUCLEOTIDES ENCODING SAME AND USES THEREOF
Group Art Unit	1646
Examiner Name	Z.C. Howard
Attorney Docket Number	21198P

I hereby revoke all previous powers of attorney given in the above-identified application.

I hereby appoint:

- ☒ Practitioners associated with the Customer Number   
**OR**  
☐ Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

- ☐ The address associated with the above-mentioned Customer Number.  
**OR**  
☒ The address associated with Customer Number   
**OR**

<input type="checkbox"/> Firm or Individual Name	Merck & Co., Inc.				
Address	P.O. Box 2000				
Address	126 East Lincoln Avenue				
City	Rahway	State	New Jersey	Zip	07065-0900
Country	USA				
Telephone	732-594-6914	Fax	732-594-4720		

I am the:

- ☐ Applicant/Inventor.  
☒ Assignee (s) of record of the entire interest. See 37 CFR 3.71.  
*Statement under 37 CFR 3.73(b) is enclosed.*

**SIGNATURE of Applicant or Assignee of Record**

Signature	<i>Catherine D. Fitch</i>	Date	<i>July 16, 2008</i>
Name	Catherine D. Fitch	Telephone	(732)594-4283
Title and Company	Managing Counsel, Patents; Merck & Co., Inc.		

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature required, see below\*.

- ☒ \*Total of 1 of 2 forms are submitted.

SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

JUL 23 2008

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Inventor/Owner: CARINA P. TAN et al.

Application No./Patent No.: 10/553,812

Filed/Issue Date: 10/2/2006

Entitled: RHESUS MONKEY BOMBESIN RECEPTOR SUBTYPE-3 (BRS-3), NUCLEOTIDES ENCODING SAME, AND USES THEREOF

MERCK & CO., INC.

(Name of Assignee)

states that it is:

corporation

(Type of Assignee, e.g.,  
corporation, partnership, university,  
government agency, etc.)

1. ☐ the assignee of the entire right, title, and interest; or
2. ☒ an assignee of less than the entire right, title and interest.  
(The extent (by percentage) of its ownership interest is 50 %)

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 019866 Frame 0960 ;  
Reel \_\_\_\_\_, Frame \_\_\_\_\_; Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☒ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.  
[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee, pursuant to attached Corporate Resolution No. 5, dated April 22, 2008.

Catherine D. Fitch  
Signature

CATHERINE D. FITCH

Printed or Typed Name

July 16, 2008  
Date

Managing Counsel, Patents

Title

(732)594-4283

Telephone Number

SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Computer generated form "PTO/SB/96" Statement Under 37 CFR 3.73(b) single assignee (Miscellaneous Folder) Merck & Co., Inc., 5/5/2008

Copied from 11553812 on 08/07/2008

**MERCK & CO. INC.**

**CERTIFICATION**

I, Debra A. Bollwage, Senior Assistant Secretary of Merck & Co., Inc. (the "Company"), a corporation duly organized and existing under the laws of the State of New Jersey, do hereby certify that the attached, presently in full force and effect, is a true and correct copy of General Corporate Resolution #5, Patent Matters, as amended by Unanimous Written Consent of the Board of Directors of said Company on April 22, 2008.

IN WITNESS WHEREOF, I have hereunto subscribed my signature and affixed the seal of the Company this 30<sup>th</sup> day of April 2008.



Senior Assistant Secretary

(SEAL)

Page 1 of 1  
Amended 4/22/08

## General Corporate Resolution #5

### PATENT MATTERS

RESOLVED, that any of the following:

Richard T. Clark—Chairman, President and Chief Executive Officer  
Bruce N. Kuhlik—Executive Vice President and General Counsel  
Joseph F. DiPrima—Vice President and Assistant General Counsel  
Paul D. Matukaitis—Vice President and Assistant General Counsel  
Edward W. Murray—Managing Counsel, IP Litigation  
Gerard Devlin—Counsel, IP Litigation  
Valerie J. Camara—Managing Counsel, Patents  
Mark R. Daniel—Managing Counsel, Patents  
Catherine D. Fitch—Managing Counsel, Patents  
Sheldon O. Heber—Managing Counsel, Patents  
William Krovatin—Managing Counsel, Patents  
David A. Muthard—Managing Counsel, Patents  
Anthony Rollins—Managing Counsel, European Patents  
Edward M. Yoshida—Managing Counsel, Rosetta Inpharmatics  
Charles M. Caruso—Counsel, International  
Peter Haerberli—Assistant Counsel, Sirna Therapeutics, Inc.  
Kenichi Osawa—Senior Director, Banyu Patent and Trademark Group  
Donna L. Margiolo—Senior Manager, Patent Administration

are authorized to execute and to revoke on behalf of Merck & Co., Inc. and its affiliates (including subsidiaries) the following documents relating to patent matters:

Powers of attorney as fully in law as may be necessary and proper in connection with the acquisition, registration, maintenance and enforcement of patents and applications for patents, including powers of attorney relating to the prosecution or defense of patent rights before courts of law or other governmental tribunals, agencies or departments; affidavits and declarations; and any other documents which are necessary and proper for the acquisition, registration, maintenance, litigation and protection of patents.

08055





**POWER OF ATTORNEY  
and  
CORRESPONDENCE ADDRESS  
INDICATION FORM**

Application Number	10/553,812
Filing Date	10/2/2006
First Named Inventor	CARINA P. TAN et al.
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as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

- ☐ The address associated with the above-mentioned Customer Number.  
**OR**  
☒ The address associated with Customer Number   
**OR**

<input type="checkbox"/> Firm or Individual Name	Banyu Pharmaceutical Co., Ltd.				
Address	2-3 Nihombashi-Honcho 2-Chome, Chuo-Ku				
Address					
City	Tokyo	State		Zip	103-8416
Country	Japan				
Telephone	732-594-6914	Fax	732-594-4720		

I am the:

- ☐ Applicant/Inventor.  
☒ Assignee (s) of record of the entire interest. See 37 CFR 3.71.  
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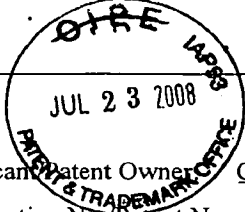
**SIGNATURE of Applicant or Assignee of Record**

Signature	<i>Catherine D. Fitch</i>	Date	<i>July 16, 2008</i>
Name	Catherine D. Fitch	Telephone	(732)594-4283
Title and Company	Managing Counsel, Patents; Merck & Co., Inc.		

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STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Inventor/Assignee: CARINA P. TAN et al.  
Application No./Patent No.: 10/553,812 Filed/Issue Date: 10/2/2006

Entitled: RHESUS MONKEY BOMBESIN RECEPTOR SUBTYPE-3 (BRS-3), NUCLEOTIDES ENCODING SAME, AND USES THEREOF

Banyu Pharmaceutical Co., Ltd., a corporation,  
(Name of Assignee) (Type of Assignee, e.g.,  
states that it is: corporation, partnership, university,  
government agency, etc.)

1. ☐ the assignee of the entire right, title, and interest; or  
2. ☒ an assignee of less than the entire right, title and interest.  
(The extent (by percentage) of its ownership interest is 50 %)

in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 019784 Frame 0621 ; Reel \_\_\_\_\_, Frame \_\_\_\_\_ ; Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: \_\_\_\_\_ To: \_\_\_\_\_

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2. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

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Catherine D. Fitch  
Signature

CATHERINE D. FITCH

Printed or Typed Name

July 16, 2008  
Date

Managing Counsel, Patents

Title

(732)594-4283

Telephone Number

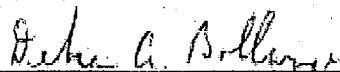
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**MERCK & CO. INC.**

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I, Debra A. Bollwage, Senior Assistant Secretary of Merck & Co., Inc. (the "Company"), a corporation duly organized and existing under the laws of the State of New Jersey, do hereby certify that the attached, presently in full force and effect, is a true and correct copy of General Corporate Resolution #5, Patent Matters, as amended by Unanimous Written Consent of the Board of Directors of said Company on April 22, 2008.

IN WITNESS WHEREOF, I have hereunto subscribed my signature and affixed the seal of the Company this 30<sup>th</sup> day of April 2008.

  
\_\_\_\_\_  
Senior Assistant Secretary

(SEAL)

Page 1 of 1  
Amended 4/22/08

**General Corporate Resolution #5**

**PATENT MATTERS**

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Bruce N. Kuhlík—Executive Vice President and General Counsel  
Joseph F. DiPrima—Vice President and Assistant General Counsel  
Paul D. Matukaitis—Vice President and Assistant General Counsel  
Edward W. Murray—Managing Counsel, IP Litigation  
Gerard Devlin—Counsel, IP Litigation  
Valerie J. Camera—Managing Counsel, Patents  
Mark R. Daniel—Managing Counsel, Patents  
Catherine D. Fitch—Managing Counsel, Patents  
Sheldon O. Heber—Managing Counsel, Patents  
William Krovatin—Managing Counsel, Patents  
David A. Muthard—Managing Counsel, Patents  
Anthony Rollins—Managing Counsel, European Patents  
Edward M. Yoshida—Managing Counsel, Rosetta Inpharmatics  
Charles M. Caruso—Counsel, International  
Peter Haeberli—Assistant Counsel, Sirna Therapeutics, Inc.  
Kenichi Osawa—Senior Director, Banyu Patent and Trademark Group  
Donna L. Margiotta—Senior Manager, Patent Administration

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Powers of attorney as fully in law as may be necessary and proper in connection with the acquisition, registration, maintenance and enforcement of patents and applications for patents, including powers of attorney relating to the prosecution or defense of patent rights before courts of law or other governmental tribunals, agencies or departments; affidavits and declarations; and any other documents which are necessary and proper for the acquisition, registration, maintenance, litigation and protection of patents.

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